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**MEMORANDUM ENDORSEMENT**

USA v. El Mujaahid

20-cr-99 (NSR)

The Court has reviewed Defendant's motion to suppress his post-arrest statement, dated August 7, 2020 (ECF No. 19), as well as the Government's response, dated September 2, 2020. (ECF No. 24.)

In light of the Government's representation that it does not intend to rely on the Defendant's post-arrest statement at trial, Defendant's suppression request is therefore DENIED as moot. *See, e.g., United States v. Noble*, No. 93 Cr. 262, 1993 WL 307882, at \*1 (S.D.N.Y. Aug. 12, 1993) (“[D]efendant Mendoza’s motion to suppress post-arrest statements made subsequent to the giving of *Miranda* warnings is denied as moot, the government having stated that it will not offer such statements in evidence.”).

The Clerk of the Court is respectfully directed to terminate the motion at ECF No. 19.

Dated: October 9, 2020  
White Plains, NY

SO ORDERED.



Nelson S. Román, U.S.D.J.

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA, 20-cr-99 (NSR)

-against-

JARED EL MUJAAHID, Notice of Motion

Defendant.

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PLEASE TAKE NOTICE that, upon the annexed declaration of Theodore S. Green, attorney of record for Jared El Mujaahid, the annexed declaration and Jared El Mujaahid, and the prior proceedings herein, the undersigned will move this Court, before Hon. Nelson S. Roman, at the Courthouse, 300 Quarropas Street, White Plains, New York, 10601, for orders:

1. Suppressing statements of the defendant on the ground that they were obtained in violation of his right to counsel, his right to remain silent and his privilege against self incrimination. U.S. Const., Amends. V and VI.

2. Granting such other and further relief as may be appropriate.

Dated: August 7, 2020

Yours, etc.,

*/s/ Theodore S. Green*  
Theodore S. Green  
*Attorney for Jared El Mujaahid*  
Green & Willstatter  
200 Mamaroneck Avenue - Suite 605  
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(914) 948-5656  
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cc: All counsel (by ECF)



U.S. Department of Justice

United States Attorney  
Southern District of New York

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United States District Courthouse  
300 Quarropas Street  
White Plains, New York 10601

September 2, 2020

**BY ECF & EMAIL**

The Honorable Nelson S. Román  
United States District Judge  
United States Courthouse  
300 Quarropas Street  
White Plains, New York 10601

**Re: United States v. Jared El Mujaahid, 20 Cr. 99 (NSR)**

Dear Judge Román:

The Government writes in response to the defendant's motion to suppress his post-arrest statement. (Docket Entries 19-22). The Government does not intend to rely on the defendant's post-arrest statement at trial in this matter. His suppression request is therefore moot and should be denied. *See, e.g., United States v. Noble*, No. 93 Cr. 262, 1993 WL 307882, at \*1 (S.D.N.Y. Aug. 12, 1993) (“[D]efendant Mendoza’s motion to suppress post-arrest statements made subsequent to the giving of *Miranda* warnings is denied as moot, the government having stated that it will not offer such statements in evidence.”).

Very truly yours,

AUDREY STRAUSS  
Acting United States Attorney

by: 

Benjamin A. Gianforti  
Assistant United States Attorney  
(914) 993-1919

cc: *Theodore Green, Esq. (by ECF & email)*